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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : James Alun Wynne Morgan, et al.  
Art Unit : 1632  
Examiner : P. Paras, Jr.  
Serial No. : 09/889,874  
Filed : July 23, 2001  
Title : BIOLOGICAL CONTROL OF NEMATODES

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MAY 28 2003

TECH CENTER 1600/2900

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Responsive to the action mailed April 23, 2003, applicant elects the invention of Group IV, claims 12-16 and 29, drawn to a nucleic acid encoding a peptide that is a nematode control agent and a method of producing a nematode control agent comprising expressing the same nucleic acid. The election is made without traverse.

Please apply any charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: 22 MAY 03

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## CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

May 22, 2003  
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